

1 THE HONORABLE ROBERT J. BRYAN  
2  
3  
4  
5  
6  
7

8 UNITED STATES DISTRICT COURT  
9 WESTERN DISTRICT OF WASHINGTON AT TACOMA

10 MILGARD MANUFACTURING, INC., a  
Washington Corporation,

11 Plaintiff,

12 v.

13 ILLINOIS UNION INSURANCE COMPANY,  
an Illinois surplus lines carrier,

14 Defendants.

15 Case No.: 3:10-CV-05943-RJB

16 STIPULATION AND ORDER FOR  
EXTENSION OF TIME TO FILE  
17 ANSWER TO COMPLAINT

18 **NOTE ON MOTION CALENDAR:**  
**January 24, 2011**

19 PURSUANT to Fed.R.Civ.P. 6 (b) and 12(a) and CR 7(d) and 10(g) Plaintiff and  
20 Defendant, through undersigned counsel, stipulate that Defendant Illinois Union Insurance  
21 Company may have an additional nineteen (19) days, until February 14, 2011, to plead in  
22 response to Plaintiff's Complaint for: 1. Breach of Contract; 2. Declaratory Judgment; 3. Bad  
23 Faith; and Consumer Protection Act ("Complaint"), and in support thereof, aver as follows:

24 1. Defendant was served with a copy of the Complaint and a 40 day Summons in  
the above-captioned matter on January 4, 2011 by service on the Insurance Commissioner of  
25 the State of Washington.

26 2. Pursuant to the 40 day Summons, Plaintiff and Defendant stipulate and agree  
that Defendant may have 40 days after the date of said service upon the Insurance  
Commissioner to answer or respond to the Complaint.

STIPULATION AND [PROPOSED] ORDER FOR EXTENSION  
OF TIME TO FILE ANSWER TO COMPLAINT - 1  
Case No. 3:10-CV-05943-RJB

LAW OFFICES OF  
**COZEN O'CONNOR**  
A PROFESSIONAL CORPORATION  
1201 THIRD AVENUE  
SUITE 5200  
SEATTLE, WASHINGTON 98101-3071  
(206) 340-1000

1       3.     Doug Tuffley, counsel for Defendant, and Matthew J. Segal, counsel for  
2 Plaintiff, conferred on January 21, 2011 and January 24, 2011, and agreed to this Stipulation  
3 and Order enlarging time under Fed.R.Civ.P. 12(a) by nineteen (19) days, until February 14,  
4 2011, for Defendant to plead in response to Plaintiff's Complaint.

5       DATED: January 24, 2011.

6       COZEN O'CONNOR

7       By: /s/ Doug Tuffley  
8            Doug Tuffley, WSBA #6912  
9            Cozen O'Connor  
10          1201 Third Avenue  
11          Seattle, Washington 98101  
12          Tel.: 206.340.1000  
13          Fax: 206.621.8783  
14          E-mail: dtuffley@cozen.com  
15          Attorneys for Defendant, Illinois Union  
16          Insurance Company

7       K&L GATES, LLP

8       By: /s/ Matthew J. Segal  
9            Matthew J. Segal, WSBA #29797  
10          K&L Gates, LLP  
11          925 Fourth Avenue, Suite 2900  
12          Seattle, WA 98104-1158  
13          Tel: 206-621-7580  
14          Fax: 206-621-7022  
15          E-mail: matthew.segal@klgates.com  
16          Attorneys for Plaintiff Milgard  
17          Manufacturing, Inc.

14       IT IS SO ORDERED.

15       DATED this 24th day January, 2011.

16         
17       ROBERT J. BRYAN

18       United States District Judge

**CERTIFICATE OF SERVICE**

I hereby certify that on January 24, 2011, I electronically filed this STIPULATION AND ORDER FOR EXTENSION OF TIME TO FILE ANSWER TO COMPLAINT with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following: Matthew J. Segal.

DATED this 24th day of January, 2011.

COZEN O'CONNOR

By: /s/ Lisa Blakeney, Legal Assistant to  
Doug Tuffley, WSBA #6912  
COZEN O'CONNOR  
1201 Third Avenue, Suite 5200  
Seattle, Washington 98101  
Telephone: 206.340.1000  
Facsimile: 206.621.8783  
E-mail: [dtuffley@cozen.com](mailto:dtuffley@cozen.com)